



Office of Criminal Enforcement, Forensics and Training
September 30, 2006

DEFENDANT: McWane, Inc.

D. Utah 2:05-cr-00811-001 DB

DEFENDANT: Charles Matlock

D. Utah 2:05-cr-00811-002

FACTS: Pacific States Pipe Company is a division of McWane, Inc., located in Springville, Utah and manufactures cast iron pipe for the water and sewer industry. Matlock is an exexutive with Pacific States. In 2001, 2002 and 2003, the defendants submitted "Emission Inventory" documents that were based on an inaccurate September 2000 stack test. The Emission Inventory documents in turn falsely stated to the State of Utah that Pacific State's emissions were at a level that McWane employees knew was not accurate.

DATE: 11/03/2005 McWane was indicted on charges of making false statements, a violation of 18 U.S.C. 1001. Matlock was charged with violating the CAA {42 U.S.C. 7413 - rendering inaccurate a monitoring device}.

STATUTE: 18 U.S.C. 1001, 42 U.S.C. 7413

DATE: 02/08/2006 McWane pled guilty to violating the CAA and was sentenced on February 10, 2006 to 36 months probation and ordered to pay a fine of \$3 million - the largest criminal environmental fine in Utah. Matlock pled guilty to violating the CAA.

DATE: 06/12/2006 Matlock was sentenced to 12 months and one day incarceration and ordered to pay a \$20,000 fine and a \$100 special assessment fee.